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## CHOCTAW CASE.

Officials at Washington: Getting a Little Nervous.

### MONEY SPECULATION.

Washington, May 23.—[Special.]  
"I am very anxious for the official information in the Choctaw case by which our injunction was dissolved, and I am a little curious to find out just how it is that it has not arrived." This was the expression indulged in by an official of the department of justice who has had some legal connection with the case.

From this and other information secured around the department it is very plain that the officials interested in the case are at a loss to understand how it is that they have not been informed in an official way of the court's action so that the department can proceed to further consideration of the case or the purpose of determining what action shall be taken by the department on the matter of appeal.

This speculation among the officials of the department which in some instances amounts almost to nervousness may to some extent be engendered by letters received at the department from parties interested in the legal contest. The information reaches the department that on the day before and the night before Justice Scott gave out his decision that some personal friends of the judge and friends of the railway people proceeded from Oklahoma City to points that would be benefited by the road running along the route opposed by the department and thus favored by the court and secured property for towable purposes.

It is claimed that full lists of purchases made in this way by parties closely connected with the fellows who were interested in the decision will be made out complete in due time and sent out for the information of the attorney general. This is supposed to mean that Justice Scott, of Oklahoma, in some way was not able to keep the secret of his decision, and in this respect resembles the supreme court of the United States in the income tax case as in many other cases; that in some way the secret got out among the intimate friends of Scott, and as a result they proceeded to make money by way of using this information.

This is set up to the department as one of the many reasons why the department should order that an appeal be taken so that the case can be considered by the supreme court of the territory. The people of Territorial, the county seat, and those interested in the right of way favored by the department are firing messages and letters at the department which indicate a very warm feeling existing on the subject.

In the meantime while all this matter is coming in the officials think it very strange that they do not receive from the court the written opinion which was delivered to the public last Wednesday but which was to have been made public on Tuesday. In the face of the information about the whole matter unofficial they are very anxious to get at the real facts of the decision for the purpose of determining what to do about further departmental action.

It is indicated in many of the protests against the decision that an investigation of the matter should be made up special agent and thus add to the report made by Agent Newton for causing Judge Scott from office. Of course, such action would be useless by way of having effect at the department of justice, as the report of Agent Newton favoring the ousting of Judge Scott has been approved by the attorney general and is now hanging up in the white house. But it is observed that possibly an investigation of the new complications might bring up something that could be used with effect with the president. It was indicated at the department of justice today that should charges in regular way be filed containing matter already said about the subject it is quite possible that another investigation on such charges would be made for the good of the service.

## ALL A FAKE.

A Wichita Eagle Correspondent Kills the Dunn's Brothers With His Pen.

### STORY MANUFACTURED HERE.

Marshall Nix Office Has No Such Information—The Dunn Brothers Are Very Strong in Their Neighborhood and It Would Take a Regiment to Get Them.

CHICAGO, O. T., May 21.—The story sent out from this city to the Wichita Eagle relating at length the abduction of the three Dunn brothers, who are reported to have a hand in the killing of "Bitter Creek" and "Dynamite Dick" proves to be all a fake. Marshall Nix's chief clerk, John Hale states that the number of the Dunn family and neighboring friends are such that no organized outlaw gang could get together of sufficient number to get them. The story of the Guthrie correspondent is at great length. It says that "friends of Newcomb and Pierce, the territory outlaws who were betrayed by supposed friends and cowardly assassinated near Ingalls two weeks ago, have avenged the death of the comrades. According to the story of a courier who came from Ingalls, O. T., John, Calvin and William Dunn have been kidnapped by a number of the dead outlaws' friends and lynched. At the time of killing, local detectives took upon themselves the glory of the capture of the outlaws, and put in claims for the large rewards that had been offered for their heads. A week ago, however, the Duns at whose house near Ingalls the outlaw stopped on the night of the killing, were charged with having betrayed their friends into the hands of the law. The friends of the Duns, who were charged with the killing, were charged with having betrayed their friends into the hands of the law. The friends of the Duns, who were charged with the killing, were charged with having betrayed their friends into the hands of the law.

The Duns barricaded their place, secured a supply of arms and ammunition and made their place a veritable arsenal. They laid low until Sunday, says the courier, when some of them were seen about the place, apparently void of fear and believing that the expected raid was a bluff. That night the usual strict vigilance kept by the brothers was relaxed, in further belief that they were free of molestation. The act, it appears, proved fatal and the three brothers were finally taken by their enemies.

Late Sunday night a body of heavily armed men drove up to the Dunn cabin, and forming a ring around it, called upon the brothers to come out and surrender themselves, the marauders having previously fired a volley in the air to awaken their intended victims.

When the Duns, John Calvin and William, saw the number of those without, they readily realized the worthlessness of making a fight and quickly surrendered. The women folks tried to dissuade the captors from carrying out their purpose, but were rudely pushed aside. The Duns were placed upon horses, and being told not to make an outcry, were hastily driven toward the mountains. Since then nothing has been heard of the band or its captives, and the general opinion is that the Duns have been lynched, and as the feeling against them was most bitter. Searching parties are out looking for the bodies but as the desperadoes probably took the victims to one of their mountain rendezvous, the prospect of tracing them is very small.

## BEGIN A CONTEST.

A Republican Declared Elected Senator in Delaware.

### COLONEL HENRY A DUPONT FORMALLY AWARDED THE HONOR.

Democrat, Backed Up by Gov. Watson, Who Succeeded to the Executive Chair on the Death of Gov. Marvill, Claim the Victory in the Speakership of the Senate, Does Not Cut Down the Voting Majority of the Party An Appeal to the U. S. Senate the Next Move.

DOVER, Del., May 18.—The general assembly of Delaware adjourned since 3 o'clock this afternoon without having selected a successor to Senator Higgins, although the Republicans claim their leading candidate, Col. Henry A. Dupont, was legally elected. The matter will probably be taken to the United States senate for a decision. The 21st ballot since the deadlock began four months ago, and the last of the session was taken a few minutes before 3 o'clock. It resulted, Henry A. Dupont, (R); J. Edward Addicks, (R); 4; Edward Ridgely, (D); 9. Tunnel, (D). During the day the Democrats filibustered with the object of preventing balloting, and when the state house clock rang out the hour of 3 o'clock and sounded the death knell of the legislative session of 1895, the clerk was in the midst of a roll call on a dilatory motion made by a Democrat. As soon as Gov. Watson (Dem), who by reason of the fact that he was speaker of the senate before his elevation to the gubernatorial chair upon the death of Gov. Marvill, presided over the joint session, announced the sine die adjournment, Speaker of the House McMullin, (R), arose and formally declared Henry A. Dupont elected United States senator. This action had previously been agreed upon by the Republican leaders. The Delaware legislature is composed of 21 representatives, and 9 senators, 16 being a majority on joint ballot. The Republicans claim that when Watson by virtue of his position as speaker of the senate, succeeded to the governorship, upon the death of Governor Marvill, one month ago, the number of senators was reduced to 8, and therefore there were only 29 on joint ballot, and that 15 votes constituted a majority.

The senatorial question is likely to occupy a large amount of public attention for months to come. Whether the governor has a right to appoint, is a disputed question. If he has, the appointment will be only until the next legislature which meets in January 1896, unless sooner called together by the governor. This latter contingency is not probable however.

J. Edward Addicks has made good his threat, uttered at the very beginning of the contest, to prevent the election of a Republican senator from Delaware if he could not secure the prize himself.

Col. Henry A. Dupont, who will make a contest for the senatorship, is a member of the famous Dupont family who have been manufacturers of powder and other explosives at Wilmington, this state, for over a century. He is a son of the late Gen. Henry Dupont, and was born at Brandywine, Pa. in 1861. He attended the University of Pennsylvania and was appointed to the United States military academy at West Point, graduating in 1881. He entered the Fifth United States artillery and served through the civil war. Col. Dupont has been a Republican ever since the organization of the party.

### SMALL-POX IN CHICAGO.

CHICAGO, May 18.—Small pox has broken out suddenly in a negro settlement on Dearborn street in the vicinity of Twenty-second street, and it is causing the health officials endless amount of trouble. Ten patients afflicted with the disease have been removed from the houses in that vicinity. The colored people were all taken to the small-pox hospital, and a force of a dozen or more sanitarians and vaccinators have been at work in the neighborhood, taking precautions against the spread of the disease. The outbreak is the most serious which has occurred in the city for a month or two, and the health department is thoroughly worked up over it. The worst feature about the matter is that the colored people have made an effort to suppress the knowledge of the existence of the disease from the health department.

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## THE KICKAPOO LANDS.

Were Opened to Settlement on May 23rd at High Noon.

Last Thursday at noon the 85,000 acres in the Kickapoo reservation which remain unallotted to Indians and unselected as school indemnity lands, was thrown open to settlement under the proclamation of the president, signed Saturday. Departing from precedent, the proclamation recited the description of the lands released to the settlers rather than the description of the land reserved from them, because it was found that of the 206,000 acres in the reservation, but 85,000'83 remained after allotments and selections. For the less than 550 claims into which this area was divided, word came that between 12,000 and 20,000 made the race.

There was no restriction of any sort to restrain the waiting thousands from crossing the line before the hour of opening, for the department will rely upon the zeal of the individual settlers to secure claims as a check against speculators, rather than upon any cordon of special agents that it might establish on the boundaries. No one who entered before Thursday noon could acquire any right of entry, and anyone who waited until the noon hour and thereafter entering files his claim upon a tract claimed by a "squatter" may be absolutely certain of being awarded that claim as soon as he presents sufficient proof to Secretary Smith. All settlers will be dispossessed upon presentation of proof and award made to the law-respecting contestant.

### AWAY DOWN SOUTH.

COLUMBUS, S. C., May 23.—Gov. Evans has just issued a lengthy address to the citizens of South Carolina, in which he deals very harshly with the recent decisions in the dispensary and registration cases. He refers to the political history of his state since the war, and argues for the right of the state "to manage and direct its internal affairs without national interference." He concludes with the assertion that the issue is now between black and white and urges citizens to see that "white men, not white men with black hearts, nor negroes" shall control the constitutional convention. "I will not call the legislature together," he says. "They could do nothing." An appeal will be taken to the supreme court of the United States. But under the red tape and technicalities surrounding it, a decision cannot be had in time to effect the election of delegates. It must be a free open fight. I appeal to the sovereign people of South Carolina to protect their homes and their liberties. The government of the people must and shall be perpetuated, and we are ready to lead the fight under the white man's flag.

### SLAVERY REVIVED.

LITTLE ROCK, Ark., May 21.—Reports have reached here from Ouachita county, Ark., of the wholesale kidnapping of negroes by white men from Louisiana who need farm laborers. When laborers were needed, they crossed into Arkansas, selected the negroes they wanted and took them to Louisiana by force. Similar reports have reached here from Union and other counties.

A dispatch from Eldorado says that Judge Smith, of Ouachita county, has convened a special grand jury to investigate the recent outrages of this character. In some cases, the kidnappers have been seen driving before them like so many sheep a bunch of negroes with their arms pinioned and tied together.

### FLYNN HERE.

Hon. D. T. Flynn is here. He has been at South McAlester talking with the Dawes commission. "I am certain the commission will accomplish something this time," said Mr. Flynn.

"Capt. Kidd, who persisted in forcing the Indians, is no longer on the commission. They are there this time saying, 'What do you want to do?' The squaw man has great influence with the Indians and these men were ignored before; now they will be consulted. Mr. Armstrong, one of the commissioners, was born in the Choctaw country and knows just how to talk to Indians. Ex-Senator Daves has great influence in the senate on the Indian question and the other members are full of the importance of their mission. The Creek council is now in session and the commission will go at once to work with it." Mr. Flynn will go back to see the Dawes commission again in a short time.

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